

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Yasuda, et al.
App. No	: 10/521,947
Filed	: February 24, 2005
For	: COMPOSITION FOR PROMOTING THE PROLIFERATION OF LACTOBACILLUS CASEI SUBSP. CASEI
Examiner	: Henry, Michael C
Art Unit	: 1623
Conf #	: 2270

RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of March 6, 2008 regarding the amendment of November 29, 2007 which was determined to be non-responsive and setting a time period of one (1) month to respond, Applicants request that the period for response be restarted as the Office Action from the USPTO was not received by Applicants' representative.

In order to support the assertion that the Office Action of March 6, 2008 was not received, Applicants submit herewith the email notification from PAIR for March 6, 2008 (Attachment A) and e-office action spread sheet (Attachment B) for March 6, 2008. As can be seen, there is no mention of any communication for US Application No. 10/521,947. The Office Action was only discovered during routine monitoring of PAIR for application status.

Accordingly, Applicants respectfully request that the time period for correcting the response be reset.

Application No.: 10/521,947
Filing Date: February 24, 2005

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: April 23, 2008

By: Che Chereskin

Che Swyden Chereskin, Ph.D.
Registration No. 41,466
Agent of Record
Customer No. 20,995
(949) 721-6385

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042308

ATTACHMENT A

Che.Chereskin

From: PAIR_eOfficeAction@uspto.gov
Sent: Thursday, March 06, 2008 3:38 AM
To: Jayna.Cartee; eOAPilot
Cc: PAIR_eOfficeAction@uspto.gov
Subject: Private PAIR Correspondence Notification for Customer Number 20995

Mar 06, 2008 06:37:07 AM

Dear PAIR Customer:

KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET FOURTEENTH FLOOR
IRVINE, CA 92614
UNITED STATES

The following USPTO patent application(s) associated with your Customer Number, 20995, have new outgoing correspondence. This correspondence is now available for viewing in Private PAIR.

The official date of notification of the outgoing correspondence will be indicated on the form PTOL-90 accompanying the correspondence.

Application Attorney Docket No.

11094704	NRZI.001A
11150480	EXP.068CP1
11260601	3534
11188495	SAEG190.001AUS
10511773	ALBAN16.001APC
11472501	MEDSS.013A3
10302770	1DATA.068A
10518216	SAEG129.007APC
11150682	IRDM.056CPC3
11518518	FS.20321US0A
11598218	WWELL45.018C1
12022874	EXP.075A
61023372	BURNHAM.019PR
11694492	LINEARB.7CC15C2
60891895	ACADIA.093PR
11283112	NVLUS.144A
11253445	PINTR1.
11218923	OSSUR.080A
10561830	SHIGA7.040APC
10676895	NVLUS.036CP1
10643380	SCAEF1.002C1
10616420	WEBSEN.013C1
10276642	DAVI200.001APC
10292385	DEVAX.2CP1CP1
10207344	JLAZER.006CP1
61029828	EBSMT.001PR
10947513	HANOL1.001CP1
11814069	DECL69.007APC
10585501	PLOUG22.001APC
11369528	ORAL.001C1
11356486	COSM.001A
11356839	OREX.001C1
12033765	KATES.021C1
12033358	SPECBIC.162C2
12032600	EXTRM.001C1
12031666	AMPRSCH.029A

12031095	SDISA.019AUS
61028405	LIGAND.025PR
12028723	TAYU.131AUS
12027506	DECL109.002AUS
11579245	JINGW1.002APC
11190763	NVLUS.95CPCPC1 (5225C1)
11180111	WAKAB79.018AUS
11111468	ALLVIV.010A
11061986	ASMJP.166AUS
11048035	MICRON.261C1

To view your correspondence online or update your email addresses, please visit us anytime at <https://sportal.uspto.gov/secure/myportal/privatepair>.

If you have any questions, please email the Electronic Business Center (EBC) at EBC@uspto.gov or call 1-866-217-9197 during the following hours:

Monday - Friday 6:00 a.m. to 12:00 a.m. Eastern Standard Time (EST)

Thank you for prompt attention to this notice,

UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION INFORMATION RETRIEVAL SYSTEM

ATTACHMENT B

Patent e-Office Action
Notice of Correspondence
Email Dated: 06-March-2008

Application	Attorney Docket No.	Correspondence	Dated	Assigned to	Completed	AT Initials
11260601	3534	<i>Non-Final OA</i>	6-Mar-2008			
10302770	1DATA.068A	Non-Final OA	6-Mar-2008	Heide	10-Mar-2008	
60891895	ACAD1A.093PR	Abandonment	6-Mar-2008	Heide	10-Mar-2008	
10511773	ALBAN16.001APC	Non-Final OA	6-Mar-2008	Quyen	T.Han 3/7/08	
11111468	ALLVIV.010A	<i>Interview Summary</i>	5-Mar-2008	Heide	TRANSFERRED	
12031666	AMPRSCH.029A	Filing Receipt & Missing Parts	6-Mar-2008	Heide	10-Mar-2008	
11061986	ASMJP.166AUS	Final OA	5-Mar-2008	Segovia	9-Mar-2008	
61023372	BURNHAM.019PR	Filing Receipt	6-Mar-2008	Segovia	Q.Nguyen 3/7/08	
11356486	COSM.001A	Non-Final OA	6-Mar-2008	Richard	10-Mar-2008	
10276642	DAVI200.001APC	Interview Summary	6-Mar-2008	Richard	10-Mar-2008	
12027506	DECLE109.002AUS	Filing Receipt	6-Mar-2008	Quyen	T.Han 3/7/08	
11814069	DECL69.007APC	Filing Receipt & Acceptance	6-Mar-2008	Segovia	Q.Nguyen 3/7/08	
10292385	DEVAX.2CP1CP1	Filing Receipt	6-Mar-2008	Heide	10-Mar-2008	
61029828	EBSMT.001PR	Filing Receipt	6-Mar-2008	Heide	10-Mar-2008	
11150480	EXP.068CP1	Final OA	6-Mar-2008	Heide	10-Mar-2008	
12022874	EXP.075A	Filing Receipt & Missing Parts	6-Mar-2008	Quyen	T.Han 3/7/08	
12032600	EXTRM.001C1	Filing Receipt & Missing Parts	6-Mar-2008	Quyen	T.Han 3/7/08	
11518518	FS.20321US0A	Final OA	5-Mar-2008	Quyen	T.Han 3/7/08	
10947513	HANOL1.001CP1	Interview Summary	5-Mar-2008	Segovia	9-Mar-2008	
11150682	IRDM.056CPC3	Abandonment	6-Mar-2008	Heide	10-Mar-2008	
11579245	JINGW1.002APC	Allowance	5-Mar-2008	Heide	10-Mar-2008	
10207344	JLAZER.006CP1	Allowance	6-Mar-2008	Richard	S. Phan 3/7/08	
12033765	KATES.021C1	Filing Receipt & Missing Parts	6-Mar-2008	Segovia	Q.Nguyen 3/7/08	

Patent e-Office Action
Notice of Correspondence
Email Dated: 06-March-2008

Application	Attorney Docket No.	Correspondence	Dated	Assigned to	Completed	AT Initials
61028405	LIGAND.025PR	Filing Receipt	6-Mar-2008	Richard	Q.Nguyen 3/7/08	
11694492	LINEARB.7CC15C2	Non-Final OA	6-Mar-2008	Segovia	9-Mar-2008	
11472501	MEDSS.013A3	Non-Final OA	6-Mar-2008	Heide	10-Mar-2008	
11048035	MICRON.261C1	Restriction Requirement	5-Mar-2008	Quyen	T.Han 3/7/08	
11094704	NRZI.001A	Advisory Action	6-Mar-2008	Segovia	9-Mar-2008	
10676895	NVLUS.036CP1	Non-Final OA	5-Mar-2008	Quyen	T.Han 3/7/08	
11283112	NVLUS.144A	Restriction Requirement	5-Mar-2008	Segovia	9-Mar-2008	
11190763	NVLUS.95CPCPC1	Non-Final OA	6-Mar-2008	Richard	10-Mar-2008	
11369528	ORAL.001C1	Non-Final OA	5-Mar-2008	Segovia	9-Mar-2008	
11356839	OREX.001C1	Interview Summary	5-Mar-2008	Quyen	T.Han 3/7/08	
11218923	OSSUR.080A	Final OA	5-Mar-2008	Richard	10-Mar-2008	
11253445	PINTR1.019AUS	POA Communication	6-Mar-2008	Segovia	Q.Nguyen 3/7/08	
10585501	PLOUG22.001APC	Missing Requirements	6-Mar-2008	Segovia	Q.Nguyen 3/7/08	
10518216	SAEG129.007APC	Non-Final OA	27-Feb-2008	Heide	10-Mar-2008	
11188495	SAEG190.001AUS	Non-Final OA	6-Mar-2008	Quyen	T.Han 3/7/08	
10643380	SCAEF1.002C1	Abandonment	5-Mar-2008	Richard	10-Mar-2008	
12031095	SDISA.019AUS	Filing Receipt	6-Mar-2008	Quyen	T.Han 3/7/08	
10561830	SHIGAZ.040APC	Non-Final OA	6-Mar-2008	Tina Han	Disregard Per NSB	
12033358	SPECBIC.162C2	Filing Receipt	6-Mar-2008	Richard	Q.Nguyen 3/7/08	
12028723	TAYU.131AUS	Filing Receipt & Missing Parts	6-Mar-2008	Richard	Q.Nguyen 3/7/08	
11180111	WAKAB79.018AUS	Allowance	5-Mar-2008	Richard	10-Mar-2008	
10616420	WEBSSEN.013C1	Non-Final OA	5-Mar-2008	Richard	10-Mar-2008	
11598218	WWELL45.018C1	Allowance	28-Feb-2008	Quyen	T.Han 3/7/08	